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OFFICE OF PETITIONS

In re Application of	:	
Lappegard, et al.	:	
Application No. 09/718,754	:	ON PETITION
Filed: November 22, 2000	:	
Attorney Docket No. 1189	:	
For: SEED-PREFERRED REGULATORY	:	
ELEMENTS AND USES THEROF	:	

This is a decision on the petition under 37 CFR 1.137(b), filed on March 10, 2006 to revive the above-identified application.

This application became abandoned for failure to timely respond to the final Office action mailed May 6, 2005, which set an extendable three month period for reply. Applicants submitted a three month extension of time and an amendment on November 4, 2005. The amendment failed to place the application in prima facie condition for allowance. Accordingly, this application became abandoned on November 7, 2005. A Notice of Abandonment was mailed on December 29, 2005.

Applicants have submitted a RCE and required fee and amendment in reply to the May 6, 2005 final Office action, an acceptable statement of the unintentional nature of the delay in responding to the May 6, 2005 final Office action, and the petition fee.¹

The petition is **GRANTED**.

After the mailing of this decision the application will be forwarded to Technology Center AU 1638 for consideration of the RCE and amendment filed on March 10, 2006.

¹ Regarding fees, the large entity Rule 137(b) petition fee is \$1,500.00. Petitioner has been charged \$500.00. The \$1,000.00 balance will be charged to deposit account no. 16-1852.

Telephone inquiries pertaining to this decision may be directed to the undersigned at (571) 272-3230.

A handwritten signature in black ink, appearing to read "E. Shirene Willis". The signature is written in a cursive, flowing style.

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions